

SENATE BILL 474  
By Crutchfield

AN ACT to amend Tennessee Code Annotated, Title 37,  
Chapter 1 and Title 39, Chapter 15, relative to  
criminal offenses relative to children.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-15-401, is amended by adding a new subsection thereto, as follows:

(e) No criminal charges instituted pursuant to this section shall be dismissed by a district attorney general unless the district attorney general files an affidavit with the court stating that an investigation has been conducted and there is insufficient proof for a successful prosecution.

SECTION 2. Tennessee Code Annotated, Section 39-15-402, is amended by adding a new subsection thereto, as follows:

(d) No criminal charges instituted pursuant to this section shall be dismissed by a district attorney general unless the district attorney general files an affidavit with the court stating that an investigation has been conducted and there is insufficient proof for a successful prosecution.

SECTION 3. Tennessee Code Annotated, Title 37, Chapter 1, Part 6, is amended by adding a new section thereto, as follows:

Section 37-1-617. No criminal charge of child sexual abuse shall be dismissed by a district attorney general unless the district attorney general files an affidavit with the court stating that an investigation has been conducted and there is insufficient proof for a successful prosecution.

SECTION 4. This act shall take effect July 1, 2005, the public welfare requiring it.

